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FILED

SEP 10 2008

BOARD OF PHARMACY

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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF PHARMACY

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

THOMAS CLOUGH, R.P.
License No. 1688500

TO PRACTICE PHARMACY IN THE
STATE OF NEW JERSEY

:
: Administrative Action
:
: CONSENT ORDER FOR
: SUSPENSION OF LICENSE
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This matter was opened to the New Jersey State Board of Pharmacy upon the receipt of information from the Professional Assistance Program that respondent has suffered a relapse with regard to his prior substance abuse problem. To wit, he resumed consuming alcohol from March 16, 2008 through May 6, 2008 in violation of the Order of Reinstatement of License filed on March 12, 2008 attached hereto.

In lieu of a proceeding to temporarily suspend respondent's license to practice pharmacy pursuant to N.J.S.A. 45:1-22, respondent, without admitting to any of the allegations,

has voluntarily agreed to refrain from further practice of pharmacy and to surrender his original certificate and license renewal, pending further order of the Board. The Board finding the within disposition to be adequately protective of the public health, safety and welfare,

ACCORDINGLY, IT IS on this 10th day of *SEPTEMBER*, 2008,

ORDERED AND AGREED, pending further order of the Board that the license of Thomas Clough to practice pharmacy in the State of New Jersey is hereby suspended with no right to request reinstatement prior to September 1, 2011, and it is further

ORDERED AND AGREED, pending further order of the Board, respondent shall cease and desist from engaging in the practice of pharmacy, including the following: respondent shall not handle, order, inventory, compound, count, fill, refill or dispense any drug; he shall not handle anything requiring a prescription including devices and medications; he shall not handle prescriptions; he shall not advise or consult with any patient, and he is prohibited from being present within a prescription filling area of a pharmacy, and it is further

ORDERED AND AGREED, pending further order of the Board, that respondent shall contemporaneously with the entry of this Order surrender his original wall certificate, his wallet certificate, and his most recent renewal card of his license to an authorized representative of the Board, and it is further

ORDERED AND AGREED, upon application for reinstatement, respondent shall submit documentation satisfactory to the Board inclusive of, but not limited to, weekly, random, witnessed urine screens, for the 2 year period immediately prior to his application for reinstatement; complete treatment records of all diagnostic and rehabilitative therapy; and an in-depth, evaluation from a Board approved psychiatrist or psychologist conducted within the 3 month period immediately prior to his application for reinstatement.

ORDERED AND AGREED,

Prior to any restoration of his license, respondent shall:

- (a) Appear before the Board, or a committee thereof, to discuss his readiness to re-enter the practice of pharmacy. Respondent hereby agrees to provide the Board with the documentation requested in subsections (d) through (f) of this Order, prior to making his written request for reinstatement;
- (b) Provide the Board with evidence that he is capable of discharging the functions of a licensee in a manner consistent with the public's health, safety and welfare and that he is not then suffering from any impairment or limitation resulting from the use of cocaine, alcohol, or any drug which could affect his ability to practice;

- (c) Provide the Board with evidence that he is not a habitual user of cocaine, alcohol, drugs or intoxicants in violation of N.J.S.A. 45:1-21(1) and is not engaged in professional misconduct in violation of N.J.S.A. 45:1-25-21(e);
- (d) Provide the Board with complete treatment records of all diagnostic and rehabilitative therapy and an in-depth, evaluation from a Board approved psychiatrist or psychologist conducted during the 3 month period immediately prior to his application for reinstatement. In addition, respondent shall provide reports from each and every mental health professional (including, but not limited to: psychologists, psychiatrists, counselors, and therapists) who have participated in respondent's care and/or treatment for the disability in this matter during the period of time from the entry of the March 12, 2008 Order of Reinstatement to his appearance before the Board;
- (e) Submit documentation to the Board that he has participated in random, weekly, and directly witnessed urine monitoring, during the entire 2 year period immediately prior to his application for reinstatement and has not had any positive test

results for alcohol or any other psychoactive substances;

- (f) Provide the Board with a full account of his conduct during the intervening period of time from his entry into treatment to his appearance pursuant to this Order.

NEW JERSEY STATE BOARD OF PHARMACY

By: Edward G. McGinley
Edward G. McGinley, R.Ph.
Board President

I have read the within Order and understand its terms. I consent to the entry of this Order by the State Board of Pharmacy.

Thomas Clough
Thomas Clough, R.Ph.
Respondent